



Sen. Terry Link

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1 AMENDMENT TO SENATE BILL 303

2 AMENDMENT NO. _____. Amend Senate Bill 303 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Plastic Bag Recycling Act.

6 Section 5. Definitions. As used in this Act:

7 "Agency" means the Illinois Environmental Protection
8 Agency.

9 "Consumer" means any person who makes a purchase at retail
10 for any purpose other than resale.

11 "Distributing plastic bags to consumers" means the act of a
12 retailer giving to a consumer a plastic bag to store or
13 transport goods purchased at retail.

14 "Plastic bag" means any plastic, latex, or polypropylene
15 bag.

16 "Purchase at retail" means the acquisition of the ownership

1 of or title to tangible personal property through a sale at
2 retail.

3 "Retailer" means a person engaged in the business of making
4 sales at retail that owns or controls more than 10,000 square
5 feet of retail space in Lake County.

6 Section 10. Recycling pilot program in Lake County.

7 (a) Within 90 days after the first meeting of the Plastic
8 Bag Recycling Task Force, the Task Force shall promulgate
9 procedures and guidelines implementing a voluntary plastic bag
10 recycling pilot program for retailers in Lake County. The
11 Agency shall administer the pilot program under the procedures
12 and guidelines adopted by the Task Force.

13 Beginning August 1, 2007, retailers, as defined by Section
14 5 of this Act, that are participating in the pilot program and
15 distributing plastic bags to consumers free of charge as part
16 of a purchase at retail may:

17 (1) implement a plastic bag collection program that
18 facilitates the return and recycling of plastic bags
19 distributed to consumers by that retailer;

20 (2) provide a clearly marked receptacle for the
21 collection of plastic bags that is in a convenient location
22 for that retailer's consumers; and

23 (3) arrange for the pick-up, transport, and recycling
24 of plastic bags deposited in the collection receptacles by
25 consumers.

1 (b) In meeting the pilot program guidelines, retailers may
2 work individually or as part of a group.

3 (c) The provisions of this Section are subject to
4 appropriation.

5 Section 15. Task Force.

6 (a) The Plastic Bag Recycling Task Force is created. The
7 Task Force shall consist of one legislator appointed by each of
8 the following: the President of the Senate, the Minority Leader
9 of the Senate, the Speaker of the House of Representatives, and
10 the Minority Leader of the House of Representatives; 3
11 representatives of a statewide association exclusively
12 representing retailers; and one representative from each of the
13 following:

14 (1) a plastic film recycler;

15 (2) an entity operating as a recycling operator of
16 Material Recovery Facilities receiving material from Lake
17 County; the entity shall be agreed upon by a representative
18 of the statewide association exclusively representing
19 retailers and a representative of the Solid Waste Agency of
20 Lake County;

21 (3) a national waste hauler operating in Lake County
22 appointed by a national group representing solid waste
23 management entities;

24 (4) the Solid Waste Agency of Lake County;

25 (5) the Illinois Environmental Protection Agency; and

1 (6) the Lake County Board.

2 Within 90 days after the effective date of this Act the
3 Plastic Bag Recycling Task Force shall be formed. The Task
4 Force shall meet at least twice a year. The Agency shall chair
5 the meetings and facilitate the Task Force.

6 (b) On or before March 1, 2011, the Task Force, in
7 collaboration with the Agency, shall compile and submit a
8 report to the Governor, the President of the Senate, the
9 Minority Leader of the Senate, the Speaker of the House of
10 Representatives, and the Minority Leader of the House of
11 Representatives, discussing, but not limited to, the following
12 topics:

13 (1) enrollment in the pilot program;

14 (2) benefits and costs to the environment, retailers,
15 residents of Lake County;

16 (3) cost-benefit analysis of the pilot program;

17 (4) any burden suffered as a result of the pilot
18 program; and

19 (5) any unforeseen transportation issues, liability,
20 or costs for participants in the pilot program.

21 Section 90. Repealer. This Act is repealed June 1, 2011."